



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8
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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W

APR 19 2011

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

C T Corporation System, Registered Agent
Nabors Drilling USA, LP
1720 Carey Avenue, Suite 200
Cheyenne, WY 82001

Re: Administrative Order Violation
Baggs Man Camp Public Water System
Docket No. SDWA-08-2010-0045
PWS ID #5601604

Dear C T Corporation System:

On May 20, 2010, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order) ordering Nabors Drilling USA, LP (Nabors Drilling), as owner and/or operator of the Baggs Man Camp public water system, to comply with the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f *et seq.*, and its implementing regulations, the National Primary Drinking Water Regulations (NPDWRs), 40 C.F.R. Part 141.

Our records indicate that Nabors Drilling (Respondent) is in violation of the Order. Among other things, the Order included the following requirements (quoted from item 11 on page 2 of the Order):

Within 30 days of receipt of this Order, and per the regulations thereafter, Respondent shall monitor the system's water for nitrate. 40 C.F.R. § 141.23. Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results were received, as required by 40 C.F.R. § 141.31(a). Respondent shall notify EPA within 48 hours of any violation of the nitrate monitoring requirements, as required by 40 C.F.R. § 141.31(b).

EPA has not received nitrate analytical results for 2010.

EPA previously contacted Energy Laboratories in Casper to obtain the system's 2009 nitrate analytical results and recently contacted them again to obtain February 2011 nitrate sample results. It is Nabors Drilling's responsibility to report analytical results to EPA within the first 10 days following the month in which sample results are received. Failure to report the results is an additional violation of the Order.



EPA is considering additional enforcement action as a result of your non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Kathelene Brainich at 1-800-227-8917, extension 6481 or (303) 312-6481. If you are represented by an attorney who has questions, ask your attorney to contact Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 312-6906, or (303) 312-6906 or at the following address:

Amy Swanson
Enforcement Attorney
U.S. EPA, Region 8 (8ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.

Sincerely,



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: District Manager, Nabors Drilling
WY DEQ/DOH (via email)
Tina Artemis, EPA Regional Hearing Clerk

